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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 BRUCE LAMONT WALKER,
15 Defendant.

CASE NO. 2:22-CR-00017-JAM
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER
DATE: January 10, 2023
TIME: 9:00 a.m.
COURT: Hon. John A. Mendez

16
17 STIPULATION

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for a status conference on January 10, 2023. Time
21 has only been excluded until and including December 20, 2022. ECF No. 22.

22 2. By this stipulation, defendant now moves to continue the hearing until January 24, 2023,
23 and to exclude time between December 20, 2022, and January 24, 2023, under Local Code T4.
24 Additionally, the parties respectfully request that the hearing be calendared as a status of counsel
25 hearing.

26 3. The parties agree and stipulate, and request that the Court find the following:

27 a) The government has represented that the discovery associated with this case
28 includes police reports, body camera videos, criminal history documents, photographs, and other

1 evidence. All of this discovery has been either produced directly to counsel and/or made
2 available for inspection and copying.

3 b) Counsel for defendant desires additional time to conduct investigation and
4 research related to the current charge, to review existing discovery, to continue to discuss
5 potential resolutions with his client, to prepare pretrial motions, and to otherwise prepare for
6 trial. Additionally, the undersigned defense counsel has only recently been substituted in on this
7 case, replacing Mr. Tim Pori, Esq., who served as the defendant's counsel from February 11,
8 2022 until December 6, 2022. ECF Nos. 12, 23. As a result, counsel for defendant needs
9 additional time to review the case and consult with the defendant. Additionally, counsel for the
10 defendant is currently in trial on a separate criminal case.

11 c) Counsel for defendant believes that failure to grant the above-requested
12 continuance would deny him the reasonable time necessary for effective preparation, taking into
13 account the exercise of due diligence.

14 d) The government does not object to the continuance.

15 e) Based on the above-stated findings, the ends of justice served by continuing the
16 case as requested outweigh the interest of the public and the defendant in a trial within the
17 original date prescribed by the Speedy Trial Act.

18 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
19 et seq., within which trial must commence, the time period of December 20, 2022 to January 24,
20 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
21 T4] because it results from a continuance granted by the Court at defendant's request on the basis
22 of the Court's finding that the ends of justice served by taking such action outweigh the best
23 interest of the public and the defendant in a speedy trial.

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1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
3 must commence.

4 IT IS SO STIPULATED.

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6 Dated: December 20, 2022

PHILLIP A. TALBERT
United States Attorney

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8 _____
9 /s/ ADRIAN T. KINSELLA
ADRIAN T. KINSELLA
Assistant United States Attorney

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11 Dated: December 20, 2022

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13 /s/ DOUGLAS J. BEEVERS
DOUGLAS J. BEEVERS
Counsel for Defendant
BRUCE LAMONT WALKER

14
15 **ORDER**

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17 IT IS SO FOUND AND ORDERED this 20th day of December, 2022.

18 _____
19 /s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE